



COPY OF PAPERS
ORIGINALLY FILED

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

Date:

Name:

Signature:

5/23/02
TRICIA S. AGOSTINO
Clifford Chance Rogers & Wells LLP

Docket No. 5677-142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

JUN 07 2002

In re Application of: Romanczyk, Jr. et al.

Filed: November 21, 2000

Group Art Unit: 1711

TECH CENTER 1600/2900

Serial No: 09/717,445

Examiner: Not Yet Assigned

For: FOOD CONTAINING A COCOA POLYPHENOL ADDITIVE

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In order to comply with 37 CFR 1.97 and 1.98, attached hereto is a copy of Form PTO-1449 and copies of the documents listed thereon.

Applicants respectfully request the Examiner's consideration of the cited reference and entry into the record of this application and that it be cited of record in the prosecution history of the present application by initialing Form PTO-1449 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104 and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

In accordance with 37 C.F.R. § 1.97(c), the Commissioner is authorized to charge the statutory fee of \$180.00 under 37 C.F.R. §1.17(p) and any additional fees required in connection with this submission or to credit any overpayment to Deposit Account No. 50-0521. A duplicate copy of this document is enclosed.

Respectfully submitted,

Date:

May 23, 2002

Margaret B. Kelley

Margaret B. Kelley

Reg. No. 29,181

Clifford Chance Rogers & Wells LLP
200 Park Avenue
New York, NY 10166-0153
Telephone: (212) 878-3145